

The following message from the House was read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., April 14, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 1:

To be entitled an act to supply deficiencies in the appropriations for the years 1889 and 1891.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

House Concurrent Resolution No. 10:

Was read as follows and laid over under the rules:

Resolved by the House of Representatives, the Senate concurring,

WHEREAS, There is due from the United States to the State of Florida a large sum of money on account of expenditures of the State in the suppression of Indian hostilities; and

WHEREAS, The Congress of the United States has given this matter consideration at various times, without reimbursing the State in any particular for said expenditures; and

WHEREAS, There exists a deficit of \$185,000 in the revenue up to December 31, 1890, which the payment of the money so due the State would more than cover; and

WHEREAS, There are outstanding warrants for services rendered in the suppression of said hostilities which have not been paid, owing to the failure of the Government of the United States to reimburse the State; therefore be it

Resolved, That a joint committee of five—three from the House and two on the part of the Senate—be appointed to take into consideration and investigate the claim of the State for reimbursement of expenditures incurred in the suppression of Indian hostilities and also claims against the State.

Resolved, That such committee shall have power to send for persons and papers, shall report the origin, condition of the claim, and the action taken by the Congress, and of the Senators and Representatives in the Congress from this State, with reference thereto. Also such material facts as may have any bearing upon said claims, or the knowledge of which will tend to the covering into the treasury of the amount due the State.

Also,

House Joint Resolution relative to the appointment of joint committee and expenses of the same,

Was read and passed informally.

By permission, Mr. Summers introduced—

Senate Bill No. 65:

To be entitled an act to change the name of "Sand Fly Point," in the county of Duval, State of Florida.

Mr. Summers moved that the rules be waived and that Senate Bill No. 65 be read first time by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 65 was read first time by its title and referred to the Committee on State Affairs.

By permission, Mr. Summers introduced—

Senate Bill No. 66:

To be entitled an act regulating steam ferries, the trips of same and tolls charged.

Mr. Summers moved that the rules be waived, and that Senate Bill No. 66 be read first time by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 66 was read first time by its title and referred to the Committee on Commerce and Navigation.

Mr. McKinne moved that the Senate do now go into executive session;

Which motion was agreed to and at 12:09 A. M. the Senate was cleared and the doors closed.

At 12:31 P. M. the doors were opened.

Mr. Wall moved that the Senate adjourn untill 10 o'clock Thursday morning, April 16, 1890;

Which motion was agreed to and the Senate adjourned until that hour.

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THURSDAY, April 16, 1891.

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Drake, Hammond, Hardee, King, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Summers, Swearingen, Thomas, Wadsworth, Wilkinson, Wolfe and Yancey—29.

A quorum present.

Prayer by the Chaplain.

The Secretary proceeded to read the Journal of the preceding day.

Mr. Wall moved that further reading of the Journal be dispensed with ;

Which motion was agreed to, and it was so ordered.

The Journal was corrected and approved.

Mr. Wall moved that hereafter the reading of the Journal be dispensed with unless ordered specially by the Senate ;

Which was agreed to, and so ordered.

INTRODUCTION OF RESOLUTIONS.

By Mr. McKinne :

Senate Concurrent Resolution No. 19 :

Relative to the adjournment of the Legislature ;

Which was read as follows :

WHEREAS, It is evident, from bills already introduced in both houses of this Legislature, to wit: a bill to appropriate \$35,000 for deficiencies, and a bill to authorize the Governor, Treasurer and Comptroller to borrow the sum of \$200,000 to meet past due obligations of the State, that every possible means of retrenchment is demanded of this Legislature ; and

WHEREAS, The members of both branches of this Legislature were elected at the close of a campaign in which economy and reform were most prominent and potent watch-words in rallying the people at the polls ; therefore be it

Resolved by the Senate, the House of Representatives concurring, That in order to meet the demands and expectations of the people, and in order to advance the best interests of our State, we hereby recognize the urgent demand, aye, imperative necessity for the strictest economy, and for needed reforms, and as an evidence that this Legislature is determined to pursue a course that will at least secure in some measure the retrenchment and reforms demanded in the interests of the prosperity and happiness of the people and the welfare and progress of Florida, be it further

Resolved, That this Legislature do adjourn *sine die* at 12 o'clock meridian on Friday, the 22d day of May.

Ordered laid over under the rules.

On motion Mr. Coulter was excused from attendance on the session on account of illness.

INTRODUCTION OF BILLS.

By Mr. Coulter :

Senate Bill No. 67 :

To be entitled an act to prohibit the sale, giving away, bartering or disposing of alcoholic, vinous or malt liquor or intoxicating bitters, beverages or fruits preserved in alcoholic liquors or any other liquors or substance by whatsoever name it may be called which produces or may produce intoxication within certain localities.

Mr. Coulter moved that the rules be waived and that Senate Bill No. 67 be read first time by its title only ;

Which was agreed to by a two-thirds vote, and Senate Bill No. 67 was read first time by its title and referred to the Committee on Temperance.

By Mr. Drake :

Senate Bill No. 68 :

To be entitled an act to repeal Chapter 3851.

Mr. Drake moved that the rules be waived and that Senate Bill No. 68 be read first time by its title only ;

Which was agreed to by a two-thirds vote, and Senate Bill No. 68 was read first time by its title and referred to the Committee on City and County Organization.

By Mr. Rogers :

Senate Bill No. 69 :

To be entitled an act to empower the judges of the Circuit Courts of this State to appoint or employ a reporter or stenographer in their courts, to define the duties of such reporter or stenographer, fix his fees and for other purposes.

Mr. Rogers moved that the rules be waived and that Senate Bill No. 69 be read first time by its title only ;

Which was agreed to by a two-thirds vote, and Senate Bill No. 69 was read first time by its title and referred to the Committee on Finance and Taxation.

By Mr. Wall :

Senate Bill No. 70 :

To be entitled an act to prescribe the times and places for holding Circuit Courts in the Sixth Judicial Circuit.

Mr. Wall moved that the rules be waived, and that Senate Bill No. 70 be read first time by its title only ;

Which was agreed to by a two-thirds vote, and Senate Bill No. 70 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Wolfe :

Senate Bill No. 71 :

To be entitled an act to repeal an act entitled an act to extend the powers of the courts of chancery in this State.

Mr. Wolfe moved that the rules be waived, and that Senate Bill No. 71 be read by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 71 was read first time by its title and referred to the Committee on Judiciary.

By Mr. Baya:

Senate Bill No. 72:

To be entitled an act to amend an act entitled an act to provide an annuity for disabled soldiers and sailors of the State of Florida.

Mr. Baya moved that the rules be waived, and that Senate Bill No. 72 be read by its title only;

Which motion was agreed to, and the rules were waived and Senate Bill No. 72 was read by its title and referred to the Committee on Finance and Taxation.

CONSIDERATION OF RESOLUTIONS.

House Concurrent Resolution No. 10:

Relative to Indian war claims,

Was read second time.

Pending consideration of which, Mr. Kirk, at his own request, was excused for the day on account of indisposition.

Mr. Yancey offered the following amendment to House Concurrent Resolution No. 10:

Amend by striking out the words "five, three from the House and two on part of the Senate," and insert "seven, four from the House and three from the Senate."

Mr. Bryant moved that the amendment be adopted;

Which was agreed to and the amendment was declared adopted.

Mr. Myers moved that House Concurrent Resolution No. 10, as amended, be adopted.

The yeas and nays being called for, the vote stood as follows:

Yeas—Messrs. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Hardee, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Summers, Swearingen, Thomas, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—29.

Nays—None.

So the resolution as amended was adopted and it was so declared.

House concurrent resolution relative to the investigation of the Bureau of Immigration,

Was read second time.

Mr. Wolfe moved that the resolution be adopted;

Which was agreed to, and the resolution was adopted, and the same ordered to be certified to the House.

House Joint Resolution No. 9:

Relative to the commissioners appointed to revise, simplify, arrange and consolidate the statutes of England and of the Territory and State of Florida,

Was read second time and adopted, and the same ordered to be certified to the House.

House concurrent resolution relative to the appointment of a joint committee to visit the Deaf and Blind Asylum at St. Augustine,

Was read a second time.

Mr. Myers moved that House concurrent resolution relating to the appointment of a committee to visit the Deaf and Blind Asylum at St. Augustine lay on the table;

Which was agreed to and the resolution was ordered tabled.

Senate Concurrent Resolution No. 15:

Relative to the appointment of a committee to visit and examine into the workings of the laboratory of the State chemist,

Was read second time.

Mr. Hammond moved that Senate Concurrent Resolution No. 15 be adopted;

Which was agreed to and the resolution was adopted and ordered certified to the House.

House concurrent resolution relative to the appointment and expenses of joint committees,

Was read second time.

Mr. Yancey moved that the resolution be informally passed over;

Which was agreed to and so ordered.

House concurrent resolution relative to the appointment of a committee to visit the Agricultural College,

Was read second time.

Mr. Swearingen moved that the resolution be passed over informally;

Which was agreed to and so ordered.

REPORTS OF COMMITTEES.

Mr. Baya, Chairman of the Committee on Finance and Taxation, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 15, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Finance and Taxation, to whom was referred—

Senate Bill No. 53:

To be entitled an act to fix the rate of interest,

Beg leave to report that they have considered the same, and recommend that the bill do pass.

Very respectfully,

J. F. BAYA,
Chairman of Committee.

Mr. Yancey, Chairman of the Committee on Judiciary, submitted the following report:

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 3: (With amendments.)

To be entitled an act to amend section 1, of Chapter 3132, of the Laws of Florida, entitled an act to amend section 1, of Chapter 3010, of the Laws of Florida, entitled an act to amend section 2, Chapter 1628, Laws of Florida, relating to jurors, and to repeal Chapter 2049, Laws of Florida, approved February 20, 1875,

Have had the same under consideration and recommend that it do pass, with the following amendment, to-wit:

Amend Senate amendment by striking out the word "three" and insert "five."

Very respectfully,

D. H. YANCEY,
Chairman of Committee.

Also,

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate Bill No. 50:

To be entitled an act to repeal Chapter 3996 of the Laws of Florida, approved May 31, 1889.

Also,

Senate Bill No. 54:

To be entitled an act to punish persons for failure to aid an officer in arresting persons, or in serving or executing legal process;

Have had the same under consideration and recommend that they do not pass.

Very respectfully,

D. H. YANCEY,
Chairman of Committee.

Also,

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 34:

Entitled an act to provide means for capturing absconding perpetrators of felonious crimes,

Have had the same under consideration, and report it back to the Senate without recommendation.

Very respectfully,

D. H. YANCEY,
Chairman of Committee.

Also,

SENATE CHAMBER, }
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—
Senate Bill No. 43:

To be entitled an act to define lawful money and to estab.

lish its legal tender character with respect to all debts and obligations hereafter made and entered into in the State of Florida,

Have had the same under consideration, and report the same back to the Senate without action.

Very respectfully,

D. H. YANCEY,

Chairman of Committee.

Also,

SENATE CHAMBER,
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Judiciary, to whom was referred—

Senate Bill No. 55 :

To be entitled an act 'making it unlawful to hunt deer in this State in the night time by firelight, and fixing a penalty therefor,

Have had the same under consideration and recommend that it do pass, with the following amendments, to-wit :

Strike out section 2 and insert the following in lieu thereof :
"SECTION 2. Any person or persons convicted of hunting deer by the aid of a light in the night time shall be punished by imprisonment in the county jail not more than sixty days, or by a fine of not more than one hundred dollars, or by both fine and imprisonment in the discretion of the court."

Strike out section 3.

Very respectfully,

D. H. YANCEY,
Chairman of Committee.

CONSIDERATION OF BILLS ON SECOND READING.

Senate Bill No. 53 :

To be entitled an act to fix the rate of interest,
Was read second time in full.

Mr. Summers moved that the bill remain upon its second reading and that fifty copies of same be printed for the use of the Senate;

Which was agreed to and so ordered.

Senate Bill No. 3 :

To be entitled an act to amend section 1 of Chapter 3132, of the Laws of Florida, entitled an act to annul section 1 of Chapter 3010 of the Laws of Florida, entitled an act to annul

section 2, Chapter 1628, Laws of Florida, relating to jurors; and to repeal Chapter 2049, Laws of Florida, approved February 20, 1879,

Was read second time in full, together with the amendments offered by the committee.

Mr. Coulter moved that the amendments offered by the committees be adopted;

Pending which Mr. McKinne offered a substitute that the bill be passed over informally and remain upon its second reading;

Which was agreed to, and so ordered.

Senate Bill No. 54 :

To be entitled an act to punish persons for failure to aid an officer in arresting persons, or in serving or in executing legal process,

Was read second time in full.

Mr. Coulter moved that the bill lay on the table subject to call;

Which was agreed to and so ordered.

Senate Bill No. 50 :

To be entitled an act to repeal Chapter 3997 of the Laws of Florida, approved May 31, 1889,

Was read second time in full.

Mr. Wolfe moved that the bill be indefinitely postponed;

Which was agreed to and so ordered.

Pending consideration of bills on second reading, a message was received from the House of Representatives.

Senate Bill No. 34 :

To be entitled an act to provide means for capturing absconding perpetrators of felonious crimes,

Was read second time in full.

Mr. McKinne moved that the bill be indefinitely postponed;

Which was agreed to, and so ordered.

Senate Bill No. 43 :

To be entitled an act to define lawful money and to establish its legal tender character with respect to all debts and obligations hereafter made and entered into in the State of Florida,

Was read second time in full.

Mr. Wolfe, on behalf of the introducer, asked unanimous consent to withdraw the bill;

Which was agreed to, and so ordered.

Senate Bill No. 55 :

To be entitled an act making it unlawful to hunt deer in this State in the night time by firelight and fixing a penalty therefor,

Was read second time in full, together with the amendments offered by the committee.

Pending the consideration of which,

Mr. Hardee moved that the bill remain upon its second reading and that 100 copies be printed;

Which was agreed to and so ordered.

Senate Bill No. 20 :

To be entitled an act to amend "An act entitled an act to protect the interests of farmers, planters and others," Chapter 3012, approved February 17, 1877,

Was read second time in full.

Mr. Myers offered the following amendment :

In section 3, line 1, strike out the words "ten days," also the words "by posters," and after the word "protected" in line 3, section 3, add the words "and published once a week for two weeks in a newspaper published at the county site of the county where the lands are situated."

Pending consideration of which, Mr. Rosborough asked that Senator Coulter be excused for the day on account of indisposition;

Which request was granted and Senator Coulter excused.

Senate Bill No. 45 :

To be entitled an act to prohibit the destruction and taking away of the nests and eggs of birds in this State,

Was read second time in full.

Mr. Borden offered the following amendment :

Amend section 2 by adding that the provisions of this bill shall extend to and cover only the nests of birds of plumage and song and game birds of the State of Florida.

Mr. Borden moved that the amendment be adopted;

Which was agreed to, and the amendment was adopted, and the bill ordered engrossed for its third reading.

Mr. Rosborough asked unanimous consent to withdraw Senate Bill No. 63;

Which was granted.

Mr. Wall moved that the Senate do now go into executive session;

Which motion was agreed to and at 11.53 A. M. the Senate was cleared and the doors closed.

At 12.25 P. M. the doors were opened and the consideration of bills on their second reading was resumed.

Mr. Calhoun offered the following amendment to Senate Bill No. 20 :

In section 2 line 4, after the words upon the, insert "enclosed."

Which was adopted.

Mr. Yancey withdrew the amendment offered by him to Senate Bill No. 20 yesterday, "to strike out section 1."

Mr. Borden offered the following substitute to the amendment offered by Mr. Myers :

Amend section 3 by striking out "posters," and insert "posting printed sign boards."

Mr. Rogers moved that the substitute be adopted;

Which was agreed to and the substitute adopted.

Mr. Yancey offered the following amendment :

Amend section 4 by striking out all after the word "same" in line 2, and insert the following: "and said notices shall be kept in position where they can be easily seen."

Mr. Summers moved the adoption of the amendment;

Which was agreed to and the amendment was adopted.

Mr. Rosborough offered the following amendment to—

Senate Bill No. 20 :

In section 3, line 1, strike out "ten days."

Mr. Summers moved the adoption of the amendment;

Which was agreed to and the amendment was adopted.

The bill with its amendment was ordered engrossed for its third reading.

Mr. Hardee asked to be relieved from serving on the Committee on Columbian Exposition;

Which request was granted.

Mr. Bryant moved that the rules be waived and that the Senate do now take up messages from the House of Representatives ;

Which was agreed to by a two-thirds vote and so ordered.

The following message from the House of Representatives was received :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., April 16, 1891. }

HON. J. B. BROWNE,

President of the Senate :

Sir—I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted concurrent resolution relative to the appointment of a committee to visit the East Florida Seminary,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

Also,

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, FLA., April 16, 1891.

HON. J. B. BROWNE,

President of the Senate:

SIR—I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 8:

To be entitled an act defining liabilities of railroad companies in certain cases,

And respectfully ask the concurrence of the Senate thereto.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

House Concurrent Resolution No. 10:

Relative to the appointment of a committee to visit the East Florida Seminary,

Was read and laid over under the rules.

House Bill No. 8:

To be entitled an act defining liabilities of railroad companies in certain cases.

Mr. Bryant moved that the rules be waived and that—

House Bill No. 8 be read first time by its title;

Which was agreed to by a two-thirds vote and House Bill No. 8 was read first time by its title and referred to the Committee on Judiciary.

The following message from the Secretary of State was read:

OFFICE OF THE SECRETARY OF STATE,
STATE OF FLORIDA,
TALLAHASSEE, FLA., April 11, 1891.

HON. JEFF. B. BROWNE,

President of the Senate:

The last paragraph of section 28, article 3, of the Constitution, says:

"If the Legislature, by its final adjournment, prevent such action, such bill shall be a law, unless the Governor, within ten days after the adjournment, shall file such bill, with his objections thereto, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session."

In compliance with the said requirement I herewith transmit to you, for the consideration of the Senate, the following acts, with the Governor's objections thereto, viz.:

An act to enlarge the powers of the Board of Commissioners of Pilotage in and for the ports of this State.

Also,

An act to legalize conveyances of real estate in the State of Florida, heretofore and hereafter executed in other States and Territories of the United States, in accordance with the laws of such other States and Territories.

Very respectfully,

JNO. L. CRAWFORD.

STATE OF FLORIDA, EXECUTIVE OFFICE,
TALLAHASSEE, June 4, 1889.)

After a careful consideration of a bill entitled an act to legalize conveyances of real estate in the State of Florida, heretofore and hereafter executed in other States and Territories of the United States in accordance with the laws of such other States and Territories, I hereby file the same in the office of the Secretary of State, with my objections thereto as follows:

The first section of said bill provides that any deed to real property in the State of Florida which may heretofore have been executed in any other State or Territory of the United States, or which may hereafter be so executed, which in the manner of its execution shall have been entitled, or may hereafter be entitled, to record in this State shall, if it would operate to bar dower in the State where executed, have the like force and effect upon its record in this State. Section 2 repeals all conflicting laws, and section 3 provides that the act shall take effect from and after its passage.

While the title of the bill would imply the legalizing of conveyances generally, the section above quoted is confined to conveyances which operate to bar dower, and there is some reason to apprehend that the subject of the bill is not expressed in the title, as required by section 16 of Article 3 of the Constitution. It appears to me, however, that more serious objections obtain in the bill. The policy of the laws of Florida, as well as the construction of the same by the courts, has ever been to carefully guard the rights of married women, and especially have our laws protected the *femme covert* against coercion, or other improper influences to induce her to relinquish her right of dower in real property, which may be nec-

essary for her support and maintenance in case she should be deprived by death of him upon whom the law has placed the duty of providing her a proper support during his lifetime.

The statute of 1877, being but a slight modification of that of 1828, providing that a relinquishment or renunciation of dower shall not be binding on the wife unless it be accompanied by an acknowledgment taken and made separately and apart from her husband before one of certain officers named, who shall certify thereto that such relinquishment and renunciation of dower is made fully and voluntarily, and without any constraint, apprehension or fear of or from her said husband.

If the bill under consideration should become a law, it would, in many cases, withdraw all these safeguards with which it has been the policy of our State to protect married women. The bill, too, is retroactive in its terms, proposing as well to bar a married woman of dower by her past acts, which may not have that effect up to this time, as well as by her acts in future.

The bill is further objectionable in this that the purchaser of property who desires to be assured of the validity of his title, is put to the expense, not only of employing counsel learned in the law in this State in which land is situated, but also in the State where the deed may have been executed, to ascertain whether under the laws of such State, and in the light of the construction of the same by its courts, it would operate as a bar of dower.

For the above reasons, I have withheld my signature from the bill.

Filed June 4, A. D. 1889.

FRANCIS P. FLEMING,
Governor.

[SEAL] JNO. L. CRAWFORD, Secretary of State.

STATE OF FLORIDA, EXECUTIVE OFFICE, }
TALLAHASSEE, JUNE 8, 1889. }

I have carefully examined the bill entitled an act to enlarge the powers of the Board of Commissioners of Pilotage in and for the ports of this State, and I hereby file the same with the Secretary of State with my objections thereto, as follows:

The first section of said bill provides for the removal of any commissioner by the Governor for misconduct or neglect of duty, and for the suspension of a commissioner for neglect of duty or violation of regulations of the board by the vote of a majority of the Board of Commissioners.

Section 15 of article 4 of the Constitution provides the means whereby all officers that shall have been appointed or elected, and which are not liable to impeachment, may be suspended, and also provides for the removal of such officer.

By this section the Executive authority is limited to the power of suspension, and no removal of the officer suspended can be made except by the Senate upon the recommendation of the Governor. Said section further provides that "If the Senate shall refuse to remove, or fail to take action before its adjournment, the officer suspended shall resume the duties of the office." I do not think that it is competent for the Legislature to make provision for the suspension or removal of an officer which is inconsistent with, or would materially change the method of such suspension and removal as provided by the Constitution.

This would be sufficient reason for withholding my signature from the bill. It is proper, however, that I should take notice of other features of the bill. Section 3 of which provides for the examination of the condition and storage of the cargoes of vessels by such commissioners; that if the hatches of any vessels are opened by any one but a pilot commissioner and the cargo shall be found to be damaged, it shall be presumptive evidence that the damage is in consequence of improper stowage, and the owners and master of such vessel shall be held liable for such damage.

The commissioners are further made the examiners of the seaworthiness of vessels and as to what repairs may be necessary to render them seaworthy, and given exclusive cognizance of the surveys of vessels in distress or damaged, etc.

Section 4 makes further provision for the examination by the commissioners, or one of them, of damages to vessels and cargoes and the causes of the same, their action to be made a record of, and a certificate of the same to be evidence in any court.

Section 5 requires one of the Board of Commissioners to attend all public sales of condemned vessels and damaged goods, and that all sales by auctioneers shall be under the direction and order of the commissioners; for which service they shall receive one-half of one per cent. of the gross amount of sales; that auctioneers shall make monthly reports to the commissioners of each day's sales. And further provides the fees to be paid to the commissioners for the various services which they may perform as authorized by the bill.

Section 6 makes it a misdemeanor for any person but the commissioners to undertake to perform any of the acts authorized by the bill, and the person so offending shall forfeit and pay to the commissioners one hundred dollars.

The duties and powers sought to be bestowed upon the Commissioners of Pilotage by this bill are extraordinary, and so different from those which exist under the law now in force

under which the present incumbents were appointed, that it would require many qualifications to properly discharge such duties which were not necessary under the present law.

The powers this bill would give the Commissioners of Pilotage would trench very closely upon the jurisdiction of a Court of Admiralty, and, in my opinion, would in many cases be oppressive and arbitrary and impose unnecessary expense and burdensome restrictions upon the shipping interests of our ports.

FRANCIS P. FLEMING,
Governor.

Filed June 8, 1889.

[SEAL] JNO. L. CRAWFORD,
Secretary of State.

The objections of the Governor were ordered spread upon the minutes of the Journal.

Mr. Yancey moved that the Governor's objection to the "act to enlarge the powers of the Board of Commissioners of Pilotage in and for this State" be referred to the Committee on Commerce and Navigation;

Which was agreed to and it was so referred.

Mr. McKinne moved that the objections of the Governor to a bill entitled an act to legalize conveyances of real estate in the State of Florida heretofore or hereafter executed in other States or Territories of the United States in accordance with the acts of such other States and Territories, be referred to the Committee on Judiciary;

Which was agreed to and it was so referred.

By permission, Mr. Yancey introduced—

Senate Bill No. 73:
To be entitled an act to make husband and wife competent witnesses.

Mr. Yancey moved that the rules be waived and that Senate Bill No. 73 be read first time by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 73 was read first time by its title and referred to the Committee on Judiciary.

Mr. Yancey, by permission, introduced—

Senate Bill No. 74:
To be entitled an act to require railroad corporations to construct passenger depots on their lines of roads, and to provide a penalty therein.

Mr. Yancey moved that the rules be waived and that Senate Bill No. 74 be read by its title only;

Which was agreed to by a two-thirds vote and Senate Bill No. 74 was read first time by its title only and referred to the Committee on Railroads and Telegraphs.

By permission, Mr. Rosborough introduced—

Senate Bill No. 75:

To be entitled an act for the relief of the Gainesville Guards.

Mr. Rosborough moved that the rules be waived and that Senate Bill No. 75 be read first time by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 75 was read first time by its title and referred to the Committee on State Affairs.

By permission Mr. Calhoun introduced—

Senate Bill No. 76:

To be entitled an act in relation to the placing, constructing or maintaining of obstructions in streams upon which there are mills.

Mr. Calhoun moved that the rules be waived and that Senate Bill No. 76 be read by its title only;

Which motion was agreed to, and the rules were waived and Senate Bill No. 76 was read by its title and referred to the Committee on Commerce and Navigation.

By permission, Mr. McKinne introduced—

Senate Bill No. 77:

To be entitled an act in relation to obtaining money or other personal property under false promises, or for violations of contracts, and providing penalties therefor.

Mr. McKinne moved that the rules be waived, and that Senate Bill No. 77 be read first time by its title only;

Which was agreed to by a two-thirds vote, and Senate Bill No. 77 was read first time by its title and referred to the Committee on Judiciary.

Mr. Hardee moved that the Senate adjourn until 10 o'clock Friday morning, April 17, 1891;

Which motion was agreed to, and the Senate adjourned until that hour.